

## 25 P.S. § 3241

### Note 2

although newspaper was a corporation, where the discounted rate that candidate received was same as that given to all creditworthy customers. In re Audit Campaign Finance Reports of Cartwright, 900 A.2d 448, Cmwlth.2006. Elections 317.2

### 3. Telephones

Candidate for district justice was not required to include costs associated with

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volunteer phone bank at law firm as in-kind campaign contributions; under the Election Code, the phone bank, which consisted of individual volunteers who used the office space of another volunteer to make phone calls, was excluded for purposes of campaign contribution reporting. Scott v. Wilkinson, 863 A.2d 62, Cmwlth.2004. Elections 317.4

## § 3242. Organization of political committees; treasurer and assistant treasurer; records of candidates and committees

(a) Every political committee shall have a treasurer and a chairman. No contribution shall be received nor shall any expenditure be made when there is a vacancy in either one of these offices. All money received and disbursed by a political committee must be done through the treasurer of the committee.

(b) Every candidate who authorizes a committee or committees, to receive and disburse funds on behalf of this candidacy, shall name a sole treasurer, irrespective of the number of committees so authorized, to receive and disburse all funds for said committees. Nothing herein shall be construed to prohibit a candidate from receiving or expending moneys on his behalf or a treasurer of a political party committee or a committee authorized to receive and distribute funds on behalf of more than one (1) candidate from receiving or expending moneys on behalf of said candidates, notwithstanding the appointment of a sole treasurer. A sole treasurer may delegate authority, in writing, to any number of assistant treasurers to receive and disburse moneys collected on behalf of a candidate for election. Nothing in this section shall prohibit authorized individuals from selling tickets or soliciting funds when funds are deposited in the campaign account of the candidate.

(c) Each candidate and committee shall keep records of the names and addresses of each person from whom a contribution of over ten dollars (\$10) has been received and a record of all other information required to be reported pursuant to this act. All such records shall be retained by the candidate or treasurer for a period of three (3) years after such information is reported as required by this act.

(d) Any person receiving any contribution on behalf of a political committee or candidate shall turn such contributions over to the

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treasurer of that committee or the candidate within ten (10) days of its receipt.

1937, June 3, P.L. 1333, § 1622, added 1978, Oct. 4, P.L. 893, No. 171, § 2, effective Jan. 1, 1979. Amended 1980, July 11, P.L. 591, No. 127, § 6, imd. effective.

### Historical and Statutory Notes

#### Act 1978-171 legislation

Section 9 of Act 1978, Oct. 4, P.L. 893, No. 171 provides that said Act shall take effect on January 1, 1979 and "shall be applicable to campaign financing for all elections thereafter."

#### Act 1980-127 legislation

The 1980 amendment in subsec. (c) substituted "three (3) years" for "five (5) years".

### Library References

Associations 18.  
Elections 317.2.  
Westlaw Topic Nos. 41, 144.

C.J.S. Associations §§ 21 to 37.  
C.J.S. Elections § 329.

### Notes of Decisions

#### Personal liability for committee's debts

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#### L Personal liability for committee's debts

Candidate or other member of unincorporated political association or committee will be personally liable for political committee's debts only if he actually authorizes, assents to, or ratifies the obligation. Duquesne Litho, Inc. v. Roberts & Jaworski, Inc., 661 A.2d 9, 443 Pa.Super. 170, Super.1995. Associations 16

To safeguard himself from personal liability for political committee's debts, candidate can incorporate committee and shield himself from personal liability, and

can include contractual provisions in all committee agreements with third parties that exclude candidate from personal liability. Duquesne Litho, Inc. v. Roberts & Jaworski, Inc., 661 A.2d 9, 443 Pa.Super. 170, Super.1995. Associations 16

Political committee was not candidate's general agent and did not serve to make candidate personally liable for all liabilities incurred by committee where filing with state naming committee created limited grant of authority only to receive or disburse funds on behalf of campaign and did not include authority to incur liabilities in interest of campaign. Duquesne Litho, Inc. v. Roberts & Jaworski, Inc., 661 A.2d 9, 443 Pa.Super. 170, Super.1995. Principal And Agent 3(1)

## § 3243. Authorization of political committee

No treasurer of any political committee shall receive any money on behalf of a candidate until such political committee shall have been so authorized in writing by the candidate on a form designed by the Secretary of the Commonwealth. A copy of such written authorization shall be filed with the appropriate supervisor; however the treasurer of any State, county, city, borough, township, ward or other regularly constituted party committee of any political party or political body is hereby authorized to receive money on behalf of the candidates of such political party or political body in a general,